

AMENDMENT TO H.R. 3061, AS REPORTED

(Labor, HHS, Educ, Rel Agencies Appropriations Act, 2002)

OFFERED BY MS. HART OF PENNSYLVANIA

At the end of title V, insert after the last section the following section:

1 SEC. 5____. Part E of title XIV of the Elementary
2 and Secondary Education Act of 1965 is amended by add-
3 ing at the end the following:

4 **“SEC. 14515. SCHOOLCHILDREN’S HEALTH PROTECTION.**

5 (a) SHORT TITLE.—This section may be cited as the
6 ‘Schoolchildren’s Health Protection Act’.

7 “(b) IN GENERAL.—Notwithstanding any other pro-
8 vision of Federal law (including the specific provisions de-
9 scribed in subsection (c)), no funds shall be made available
10 under any applicable program to a State or local edu-
11 cational agency that distributes or provides—

12 “(1) postcoital emergency contraception (morn-
13 ing-after pill); or

14 “(2) a prescription for postcoital emergency
15 contraception (morning-after pill), to an
16 unemancipated minor, on the premises or in the fa-
17 cilities of any elementary school or secondary school.



1 “(c) SPECIFIC PROVISIONS.—The specific provisions
2 referred to in subsection (b) are section 330 and title X
3 of the Public Health Service Act (42 U.S.C. 254b, 300
4 16 et seq.) and title V and XIX of the Social Security
5 Act (42 U.S.C. 701 et seq., 17 1396 et seq.).

6 “(c) DEFINITIONS.—In this section:

7 “(1) POSTCOITAL EMERGENCY CONTRACEP-
8 TION.—The term ‘postcoital emergency contraccep-
9 tion’ means any of the regimens described in the no-
10 tice entitled ‘Prescription Drug Products; Certain
11 Combined Oral Contraceptives for Use as Postcoital
12 Emergency Contraception,’ published in 5 the Fed-
13 eral Register on February 25, 1997, 62 Fed. Reg.
14 8610 (or any corresponding similar notice).

15 “(2) UNEMANCIPATED MINOR.—The term
16 ‘unemancipated minor’ means an unmarried indi-
17 vidual who is 17 years of age or younger and is a
18 dependent, as defined in section 152(a) of the Inter-
19 nal Revenue Code of 1986.”.

